

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1850 be amended to read as follows:

- 1 Page 2, delete lines 21 through 30.
- 2 Page 2, line 40, after "may" insert "**file a verified**".
- 3 Page 2, line 41, after "petition" insert "**with**".
- 4 Page 3, between lines 3 and 4, begin a new paragraph and insert:
- 5 "**(b) The verified petition must include an affidavit from a**
- 6 **person described in section 4(a) of this chapter who has examined**
- 7 **or treated the child not more than thirty (30) days before the filing**
- 8 **of the verified petition. The affidavit must state that reasonable**
- 9 **grounds exist to believe the child named in the petition is a drug or**
- 10 **alcohol abuser (as defined in 440 IAC 4.4-1-1)."**
- 11 Page 3, line 4, delete "(b)" and insert "(c)".
- 12 Page 3, line 6, delete "(c)" and insert "(d)".
- 13 Page 3, line 6, after "which the" insert "**verified**".
- 14 Page 3, line 10, after "A" insert "**verified**".
- 15 Page 3, delete lines 14 through 15.
- 16 Page 3, line 16, delete "5." and insert "**4.**".
- 17 Page 3, line 16, delete "After receiving a petition filed under this
- 18 chapter, the" and insert "**The juvenile court, after making an ex**
- 19 **parte determination that there is probable cause to believe the**
- 20 **child is a drug or alcohol abuser (as defined in 440 IAC 4.4-1-1),"**
- 21 Page 3, line 17, delete "juvenile court".
- 22 Page 3, line 26, before "If" insert "**The person who performs the**
- 23 **assessment under this section must be different from the person**
- 24 **who performed the affidavit under 2 of this chapter."**

- 1 Page 3, line 32, delete "6. (a)" and insert "**5.**".
 - 2 Page 3, delete lines 41 through 42.
 - 3 Page 4, delete lines 1 through 3.
 - 4 Page 4, line 4, delete "7." and insert "**6.**".
 - 5 Page 4, delete lines 22 through 25.
 - 6 Page 4, line 26, delete "8." and insert "**7.**".
 - 7 Page 4, line 28, delete "6 or 7" and insert "**5 or 6**".
 - 8 Page 4, line 29, delete "9." and insert "**8.**".
 - 9 Page 4, line 34, delete "10." and insert "**9.**".
 - 10 Page 4, after line 35, begin a new paragraph and insert:
 - 11 **"Sec. 10. The following may not be used as grounds for**
 - 12 **prohibiting an affidavit or excluding evidence under this chapter:**
 - 13 **(1) The physician-patient privilege under IC 34-46-3.**
 - 14 **(2) The psychologist-patient privilege under IC 25-33-1-17.**
 - 15 **(3) The counselor-patient privilege under IC 25-23.6-6-1.**
 - 16 **Sec. 11. The judge of the juvenile court may appoint a guardian**
 - 17 **ad litem for the child at any time."**
 - 18 Renumber all SECTIONS consecutively.
- (Reference is to HB 1850 as printed February 11, 2003.)

Representative Becker